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5 Attorneys for Defendants  
I2A Technologies, Inc. and Victor Batinovich  
6  
7

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10

11 Semiconductor Components Industries, )

12 Plaintiff, )

13 vs. )

14 I2A Technologies, Inc., and Victor Batinovich, )

15 Defendants. )  
16

Case No. CV 10-603 TEH

**Declaration of Victor Batinovich in  
Opposition to Motion for Summary  
Judgment on Compensatory Damages**

November 22, 2010

10:00 a.m.

Courtroom 12 (Hon. Thelton E. Henderson)

I, Victor Batinovich, declare:

1. I am the President and CEO of I2A. I make this Declaration on the basis of facts within my personal knowledge, as to which I am competent to testify if called upon to do so.

2. Attached hereto as Exhibit A are true and correct copies of bank records and I2A invoices and accounting material that accurately reflect payments made to Plaintiff and work performed for Plaintiff for which Plaintiff owes payment to I2A.

3. In particular, I2A has repaid a total of \$255,000 (\$50,000 on February 9; \$25,000 on February 10; \$50,000 on April 1; \$50,000 on May 4; \$50,000 on June 1; and \$25,000 on July 30) and the amount owed by Plaintiff to I2A for work performed by I2A for Plaintiff is \$32,251.99.

I declare under penalty of perjury under the laws of the United States and the State of California that the foregoing is true and correct. Executed on November 1, 2010.



Victor Batinovich

# **EXHIBIT A**

**View Transaction Printable View**

**Transaction Information**

Description: WIRE\*DEBIT\*\*OBI\*\*1ST\*PAYMENT

From Account: REDACTED Business Checking

Amount: \$30,000.00

Status: Cleared

Payee: WIRE\*DEBIT\*\*OBI\*\*1ST\*PAYMENT

Customer Reference Number:

Transaction: OUTGOING WIRE

Date/Time Cleared: 02/10/2010

Date/Time Initiated: 02/10/2010

i2a 000001

## View Transaction Printable View

### Transaction Information

Description: WIRE\*DEBIT\*\*OBI\*\*1ST\*PAYMENT

From Account: REDACTED Business Checking

Amount: \$50,000.00

Status: Cleared

Payee: WIRE\*DEBIT\*\*OBI\*\*1ST\*PAYMENT

Customer Reference Number:

Transaction: OUTGOING WIRE

Date/Time Cleared: 02/09/2010

Date/Time Initiated: 02/09/2010

i2a 000002

## Previous Day Transactions Printable View

Business Checking  
 Description: Business Checking  
 Account: REDACTED  
 Ledger Balance: \$57,996.99  
 Available Balance: \$40,032.99

Transactions cleared between 04/01/2010 and 04/02/2010

Date	Transaction Description	Customer Reference ID	Debit (-)	Credit (+)
04/02/2010	CHECK 37086	37086	\$1,176.30	
04/02/2010	CHECK 37081	37081	\$1,126.05	
			\$5,075.00	

04/01/2010 OUTGOING WIRE  
 WIRE\*DEBIT\*\*OB\*\*REFUND  
 04/01/2010 INCOMING WIRE

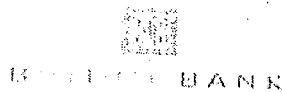
ON Semiconductor

\$50,000.00

\$12,954.74

END AGG 5:1

i2a 000003



ACCOUNTS

PAYMENTS

TRANSFERS

SERVICES

Messages

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Payments

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Recipients

Bill Pay

EZ Wire

**Preview Payment**

Use this screen to preview wire payment information.

**Payment Information**

Payment Description: Semiconductor Components Ind LLC  
Payment Type: US Dollar Wire  
Destination Currency: US Dollar  
Pay From: REDACTED Business Checking

Total Maximum Payment Amount: \$80,000.00

Amount: \$50,000.00

Memo Line 1: REPAYMENT

Memo Line 2:

Memo Line 3:

Memo Line 4:

Sender's Reference: i2a Technologies

Effective Date: 05/04/2010

Frequency One Time Only

**Recipient Information**

Recipient Name: Semiconductor Componet

Recipient ID: SCI

Street Address: 5005 East McDowell Road

City: Phoenix

Country: United States

State/Region: AZ

Postal Code: 85008

Phone Number: 602 -244 -5174

Email Address:

**Primary Account Information**

Account Number: REDACTED

Account Currency: US Dollar

Account Name: Semiconductor Components Ind LLC

Account Type: Checking

Bank Identifier: 026009593

Bank ID Type: ABA

Bank Name: BANK OF AMERICA

Street Address: 100 West 33rd Street,

City: NEW YORK

Country: United States

i2a 000004



## ACCOUNTS

## PAYMENTS

## TRANSFERS

## SERVICES

[Messages](#) [Admin](#) [Help](#) [Exit](#)[Payments](#)[Templates](#)[Recipients](#)[Bill Pay](#)[EZ Wire](#)**Preview Payment**

Use this screen to preview wire payment information.

**Payment Information**

Payment Description: Semiconductor Components Ind LLC

Payment Type: US Dollar Wire

Destination Currency: US Dollar

Pay From: REDACTED Business Checking

Total Maximum Payment Amount: \$80,000.00

Amount: \$50,000.00

Memo Line 1: REPAYMENT

Memo Line 2:

Memo Line 3:

Memo Line 4:

Sender's Reference: i2a Technologies

Effective Date: 06/01/2010

Frequency One Time Only

**Recipient Information**

Recipient Name: Semiconductor Componet

Recipient ID: SCI

Street Address: 5005 East McDowell Road

City: Phoenix

Country: United States

State/Region: AZ

Postal Code: 85008

Phone Number: 602 -244 -5174

Email Address:

**Primary Account Information**

Account Number: REDACTED

Account Currency: US Dollar

Account Name: Semiconductor Components Ind LLC

Account Type: Checking

Bank Identifier: 026009593

Bank ID Type: ABA

Bank Name: BANK OF AMERICA

Street Address: 100 West 33rd Street

City: NEW YORK

Country: United States

i2a 000005





BRIDGE BANK

ACCOUNTS

PAYMENTS

TRANSFERS

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SERVICES

Payments

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Bill Pay

EZ Wire

**Preview Payment**

Use this screen to preview wire payment information.

**Payment Information**

Payment Description: Semiconductor Components Ind LLC

Payment Type: US Dollar Wire

Destination Currency: US Dollar

Pay From: REDACTED Business Checking

Total Maximum Payment Amount: \$80,000.00

Amount: \$25,000.00

Memo Line 1:

Memo Line 2:

Memo Line 3:

Memo Line 4:

Sender's Reference: i2a Technologies

Effective Date: 07/30/2010

Frequency One Time Only

**Recipient Information**

Recipient Name: Semiconductor Componet

Recipient ID: SCI

Street Address: 5005 East McDowell Road

City: Phoenix

Country: United States

State/Region: AZ

Postal Code: 85008

Phone Number: 602 -244 -5174

Email Address:

**Primary Account Information**

Account Number: REDACTED

Account Currency: US Dollar

Account Name: Semiconductor Components Ind LLC

Account Type: Checking

Bank Identifier: 026009593

Bank ID Type: ABA

Bank Name: BANK OF AMERICA

Street Address: 100 West 33rd Street,

City: NEW YORK

Country: United States

i2a 000006

## Accounts Receivable Aging Report

As of 10/25/2010

Page 1 10/25/2010

Invoice		Date Mailed	Days Aging	Current		Past Due Amount (from mail date)			
No.	Invoice Date	PO Number	Invoice Amt	Under 30	30 - 60	60 - 90	90 - 180	Over 180	Total
Contact: Accounts Payable									
Tel:				Net 30					
ONS	ON Semiconductor								
311094	12/29/2009	33000426	\$5,965.00	0.00	0.00	0.00	0.00	5,965.00	5,965.00
311115	01/13/2010	33000426	\$5,965.00	0.00	0.00	0.00	0.00	5,965.00	5,965.00
311134	01/21/2010	11067380	\$750.43	0.00	0.00	0.00	0.00	750.43	750.43
311216	03/01/2010	11067772	\$3,611.01	0.00	0.00	0.00	0.00	3,611.01	3,611.01
311248	03/15/2010	11067379	\$2,814.54	0.00	0.00	0.00	0.00	2,814.54	2,814.54
311329	04/08/2010	1106738112	\$3,004.96	0.00	0.00	0.00	0.00	3,004.96	3,004.96
311554	08/10/2010	11067379	\$4,427.86	0.00	0.00	4,427.86	0.00	0.00	4,427.86
311555	08/11/2010	11067379	\$2,013.19	0.00	0.00	2,013.19	0.00	0.00	2,013.19
311671	10/04/2010	11067381	\$3,700.00	0.00	0.00	0.00	0.00	0.00	3,700.00
Customer total for ONS ON Semiconductor				3,700.00	0.00	6,441.05	0.00	22,110.94	\$32,251.99
				3,700.00	0.00	6,441.05	0.00	22,110.94	\$32,251.99

iReports/AR20.frx

i2a 000007



3399 West Warren Avenue  
Fremont, CA 94538  
Tel: (510) 770-0322  
paulinus.nlemigbo@ipac.com

**INVOICE**

Invoice No. 311094

Date: 12/29/2009

Terms: Net 15

1.5% Surcharge Monthly, over 30 days

**Invoiced To:**

ON Semiconductor  
ON Semiconductor Ireland Resh  
Unit 1, 101 Pearse Rd, Raheen  
Bus Park - Limerick, XX xx  
Ireland  
Attention: Accounts Payable

PO Number: 33000426

Release No. -

Quote No. -

FOB:

**Shipped To:**

ON Semiconductor Ireland Ltd.  
Unit 1, 101 Pearse Rd.  
Raheen Business Park  
Limerick, XX xx  
Republic of Ireland  
Attention: Damien Walsh

Packing List: 070350

Ship Via: Fedex Priority Cust Acct

Tracking Number: 7931 4208 6126

Weight: 1 Lb

Description	Quantity	Unit Price	Extended Price
Lot: GAL46934.1      i2a Lot: 071171 Device: NCP6161      Service Level: 5			
Minimum lot charge	1 Lot	\$5,965.0000	\$5,965.00
8 x8 - 68 leads QFN	198 Units	0.5500	0.00
Gold adder: (Au price= \$913.00 on 01/31/2008)	198 Units	0.4970	0.00
i2a Tray: IPA TRB-CS-0808-260	2 Trays	0.0000	0.00
Au Base: \$ 0.00 Au Adder: \$0.0000080			

Invoices not paid within 15 days are subject to a 1.5% late charge per month.

Skeleton and excess die return to Arizona.

Subtotal: \$5,965.00

Sales Tax: 0.00

Freight: 0.00

Invoice Total: \$5,965.00

Customer's Original Copy

To pay by wire transfer please remit to:  
Federal Reserve Bank for Credit to Bridge Bank  
ABA # 121143260  
Account No. 0101084168  
Further Credit To i2aTechnologies Inc.

To pay by check please remit to:  
i2aTechnologies Inc.  
3399 West Warren Avenue  
Fremont, CA 94538

i2a 000008



3399 West Warren Avenue  
Fremont, CA 94538  
Tel: (510) 770-0322  
paulinus.nlemigbo@ipac.com

**INVOICE**

Invoice No. 311115

Date: 01/13/2010

Terms: Net 15

1.5% Surcharge Monthly, over 30 days

**Invoiced To:**

ON Semiconductor  
SCI LLC  
PO Box 21001  
Phoenix, AZ 85036  
Attention: Accounts Payable

PO Number: 33000426

Release No. -

Quote No. -

FOB:

**Shipped To:**

ON Semiconductor Ireland Ltd.  
Unit 1, 101 Pearse Rd.  
Raheen Business Park  
Limerick, IR 83201  
Republic of Ireland  
Attention: Damien Walsh

Packing List: 070368

Ship Via: Fedex Priority Cust Acct

Tracking Number: 798300050685

Weight: 1 Lb

Description	Quantity	Unit Price	Extended Price
Lot: GAL46934.1      i2a Lot: 071174 Device: NCP6161      Service Level: 1			
Minimum lot charge	1 Lot	\$5,965.0000	\$5,965.00
07x07-060 QFN	148 Units	0.5500	0.00
Gold Adder, 01/12/2010: \$1134.96 /TOZ	148 Units	0.0990	0.00
i2a Tray: IPA TRB-CS-0707-260	2 Trays	0.0000	0.00
Au Base: \$400.00    Au Adder: \$0.0000032			

Invoices not paid within 15 days are subject to a 1.5% late charge per month.

NOTE: Excess dice return to Arizona.

Subtotal: \$5,965.00

Sales Tax: 0.00

Freight: 0.00

Invoice Total: \$5,965.00

Customer's Original Copy

To pay by wire transfer please remit to:  
Federal Reserve Bank for Credit to Bridge Bank  
ABA # 121143260  
Account No. 0101084168  
Further Credit To i2aTechnologies Inc.

To pay by check please remit to:  
i2aTechnologies Inc.  
3399 West Warren Avenue  
Fremont, CA 94538

i2a 000009



3399 West Warren Avenue  
Fremont, CA 94538  
Tel: (510) 770-0322  
paulinus.nlemigbo@ipac.com

**INVOICE**

Invoice No. 311134

Date: 01/21/2010

Terms: Net 15

1.5% Surcharge Monthly, over 30 days

**Invoiced To:**

ON Semiconductor  
SCI LLC  
PO Box 21001  
Phoenix, AZ 85036  
Attention: Accounts Payable

PO Number: 11067380

Release No. -

Quote No.

FOB:

**Shipped To:**

Packing List: MISC

Ship Via: Fedex Priority Cust Acct

Tracking Number: -

Weight: 21 Lb

Description	Quantity	Unit Price	Extended Price
Small Lot Charge for the Month of NOV for Device B8687301 / 15016-522	1 Units	\$750.4300	\$750.43

Invoices not paid within 15 days are subject to a 1.5% late charge per month.

Subtotal: \$750.43

Sales Tax: 0.00

Freight: 0.00

Invoice Total: \$750.43

Customer's Original Copy

To pay by wire transfer please remit to:  
Federal Reserve Bank for Credit to Bridge Bank  
ABA # 121143260  
Account No. 0101084168  
Further Credit To i2aTechnologies Inc.

To pay by check please remit to:  
i2aTechnologies Inc.  
3399 West Warren Avenue  
Fremont, CA 94538

i2a 000010



3399 West Warren Avenue  
Fremont, CA 94538  
Tel: (510) 770-0322  
paulinus.nlemigbo@ipac.com

**INVOICE**

Invoice No. 311216

Date: 03/01/2010

Terms: Net 15

1.5% Surcharge Monthly, over 30 days

**Invoiced To:**

ON Semiconductor  
SCI LLC  
PO Box 21001  
Phoenix, AZ 85036  
Attention: Accounts Payable

PO Number: 11067772

Release No. -

Quote No. -

FOB: i2a Facilities

**Shipped To:**

ON Semiconductor  
2300 Buckskin Road  
Pocatello, ID 83201  
Attention: Catherine Roberts

Packing List: 070457

Ship Via: FedEx Priority1stOvernight

Tracking Number: 7933 1121 0720

Weight: 12 Lb

Description	Quantity	Unit Price	Extended Price
Lot: B8299001      i2a Lot: 071267 Device: 19775-001      Service Level: 4			
Lot processing charge	1 Lot	\$2,000.0000	\$2,000.00
Hazardous Waste Fee Sn/Tin Plating		600.0000	600.00
Tin Lead 85/15 Plating Charge	1,309 Units	0.5000	654.50
Gold Adder, 03/01/2010: \$1120.61 / TOZ	1,309 Units	0.1850	241.51
i2a Tray: IPA TRB-HS-1420-66	23 Trays	5.0000	115.00
Au Base: \$400.00    Au Adder: \$0.0000032			

Invoices not paid within 15 days are subject to a 1.5% late charge per month.

Note: No excess dies left. skeletons returned.

GOLD PRICE ON 3/01/10 = \$1120.61 /TOZ  
# OF WIRES = 80

Subtotal: \$3,611.01

Sales Tax: 0.00

Freight: 0.00

Invoice Total: \$3,611.01

Customer's Original Copy

To pay by wire transfer please remit to:  
Federal Reserve Bank for Credit to Bridge Bank  
ABA # 121143260  
Account No. 0101084168  
Further Credit To i2aTechnologies Inc.

To pay by check please remit to:  
i2aTechnologies Inc.  
3399 West Warren Avenue  
Fremont, CA 94538

i2a 000011



3399 West Warren Avenue  
Fremont, CA 94538  
Tel: (510) 770-0322  
paulinus.nlemigbo@ipac.com

**INVOICE**

Invoice No. 311248

Date: 03/15/2010

Terms: Net 15

1.5% Surcharge Monthly, over 30 days

**Invoiced To:**

ON Semiconductor  
SCI LLC  
PO Box 21001  
Phoenix, AZ 85036  
Attention: Accounts Payable

PO Number: 11067379

Release No. -

Quote No. -

FOB:

**Shipped To:**

ON Semiconductor  
2300 Buckskin Road  
Pocatello, ID 83201  
Attention: Catherine Roberts

Packing List: 070487

Ship Via: Fedex Priority Cust Acct

Tracking Number: 7933 5218 8286

Weight: 8 Lb

Description	Quantity	Unit Price	Extended Price
Lot: WB695501      i2a Lot: 071235 Device: 18021-209      Service Level: 4			
Lot processing charge	1 Lot	\$2,500.0000	\$2,500.00
Backgrinding (lot charge)		200.0000	200.00
27x27-672 BALLS PBGA	379 Units	0.0000	0.00
Gold Adder, 03/15/2010: \$1125.16 /TOZ	379 Units	0.1440	54.54
i2a Tray: IPA TRB-IN-2727-40	12 Trays	5.0000	60.00
Au Base: \$400.00    Au Adder: \$0.0000032			

Invoices not paid within 15 days are subject to a 1.5% late charge per month.

Note: Setup units, &amp; excess dies returned.

GOLD PRICE ON 3/15/10 = \$1125.16 /TOZ  
# OF WIRES = 672

Subtotal: \$2,814.54

Sales Tax: 0.00

Freight: 0.00

Invoice Total: \$2,814.54

Customer's Original Copy

To pay by wire transfer please remit to:  
Federal Reserve Bank for Credit to Bridge Bank  
ABA # 121143260  
Account No. 0101084168  
Further Credit To i2aTechnologies Inc.

To pay by check please remit to:  
i2aTechnologies Inc.  
3399 West Warren Avenue  
Fremont, CA 94538

i2a 000012





3399 West Warren Avenue  
Fremont, CA 94538  
Tel: (510) 770-0322  
paulinus.nlemigbo@ipac.com

**INVOICE**

Invoice No. 311329

Date: 04/09/2010

Terms: NET 15

1.5% Surcharge Monthly, over 30 days

**Invoiced To:**

ON Semiconductor  
SCI LLC  
PO Box 21001  
Phoenix, AZ 85036  
Attention: Accounts Payable

PO Number: 11067381r2

Release No.

Quote No. -

FOB:

**Shipped To:**

ON Semiconductor  
2300 Buckskin Road  
Pocatello, ID 83201  
Attention: Catherine Roberts

Packing List: 070556

Ship Via: Fedex Priority Cust Acct

Tracking Number: 7985 5335 6420

Weight: 11 Lb

Description	Quantity	Unit Price	Extended Price
Lot: B8299401      i2a Lot: 071398 Device: 19832-002      Service Level: 5			
19832-002 ASY Assembly	1 Lot	\$2,000.0000	\$2,000.00
Plating Charges for SnPB 85/15 Tin Lead		0.5000	152.00
PQ3232-240 Cavity Down	304 Units	0.0000	0.00
Hazardous Waste Material Fee 85/15		600.0000	600.00
Gold Adder, 04/09/2010: \$1162.23 /TOZ	304 Units	0.5850	177.96
i2a Tray: IPA TRB-JT-3232-24	15 Trays	5.0000	75.00
Au Base: \$400.00 Au Adder: \$0.0000032			

Invoices not paid within 15 days are subject to a 1.5% late charge per month.

Note: No good dies

GOLD PRICE ON 4/09/10 = \$1162.23 /TOZ  
# OF WIRES = 240

Subtotal: \$3,004.96

Sales Tax: 0.00

Freight: 0.00

Invoice Total: \$3,004.96

Customer's Original Copy

To pay by wire transfer please remit to:  
Federal Reserve Bank for Credit to Bridge Bank  
ABA # 121143260  
Account No. 0101084168  
Further Credit To i2aTechnologies Inc.

To pay by check please remit to:  
i2aTechnologies Inc.  
3399 West Warren Avenue  
Fremont, CA 94538

i2a 000013





3399 West Warren Avenue  
Fremont, CA 94538  
Tel: (510) 770-0322  
paulinus.nlemigbo@ipac.com

**INVOICE**

Invoice No. 311554

Date: 08/11/2010

Terms: Net 15

1.5% Surcharge Monthly, over 30 days

**Invoiced To:**

ON Semiconductor  
SCI LLC  
PO Box 21001  
Phoenix, AZ 85036  
Attention: Accounts Payable

PO Number: 11067379

Release No. -

Quote No. -

FOB:

**Shipped To:**

ON Semiconductor  
2300 Buckskin Road  
Pocatello, ID 83201  
Attention: Teresa Prebbanow

Packing List: 070767

Ship Via: Fedex Priority cust acct.

Tracking Number: 7989 3419 4166

Weight: 10 Lb

Description	Quantity	Unit Price	Extended Price
Lot: W0P22002      i2a Lot: 071606 Device: 18021-209      Service Level: 7			
Lot processing charge	1 Lot	\$3,000.0000	\$3,000.00
8 HRS DRY BAKE @ 125 degrees		250.0000	250.00
Backgrinding (lot charge)		200.0000	200.00
27x27-672 BALLS PBGA	525 Units	0.0000	0.00
Gold Adder, 08/10/2010: \$1195.30 /TOZ	525 Units	1.7100	897.86
i2a Tray: IPA TRB-IN-2727-40	16 Trays	5.0000	80.00
Au Base: \$400.00    Au Adder: \$0.0000032			

Invoices not paid within 15 days are subject to a 1.5% late charge per month.

Note: Skeletons &amp; rejects returned.

GOLD PRICE ON 8/10/10 = \$1195.30 /TOZ  
# OF WIRES = 672

Subtotal: \$4,427.86

Sales Tax: 0.00

Freight: 0.00

Invoice Total: \$4,427.86

Customer's Original Copy

To pay by wire transfer please remit to:  
Federal Reserve Bank for Credit to Bridge Bank  
ABA # 121143260  
Account No. 0101084168  
Further Credit To i2aTechnologies Inc.

To pay by check please remit to:  
i2aTechnologies Inc.  
3399 West Warren Avenue  
Fremont, CA 94538

i2a 000014



3399 West Warren Avenue  
Fremont, CA 94538  
Tel: (510) 770-0322  
paulinus.nlemigbo@ipac.com

**INVOICE**

Invoice No. 311671

Date: 10/04/2010

Terms: NET15

1.5% Surcharge Monthly, over 30 days

**Invoiced To:**

ON Semiconductor  
SCI LLC  
PO Box 21001  
Phoenix, AZ 85036  
Attention: Accounts Payable

PO Number: 11067381

Release No. -

Quote No. -

FOB:

**Shipped To:**

ON Semiconductor  
2300 Buckskin Road  
Pocatello, ID 83201  
Attention: Catherine Roberts

Packing List: 070869

Ship Via: Fedex Priority cust acct.

Tracking Number: 7939 7686 5417

Weight: 25 Lb

Description	Quantity	Unit Price	Extended Price
<b>Lot: C99674.1      i2a Lot: 071708</b> <b>Device: 19832-002      Service Level: 5</b>			
Lot processing charge	1 Lot	\$3,700.0000	\$3,700.00
PQ3232-240 Cavity Down	809 Units	0.0000	0.00
Gold Adder, 10/04/2010: \$1313.36 /TOZ	809 Units	0.0000	0.00
i2a Tray: IPA TRB-JT-3232-24	38 Trays	0.0000	0.00
Au Base: \$400.00   Au Adder: \$0.0000032			

Invoices not paid within 15 days are subject to a 1.5% late charge per month.

Note: No excess dies. Skeletons returned.

Subtotal: \$3,700.00

Sales Tax: 0.00

Freight: 0.00

Invoice Total: \$3,700.00

Customer's Original Copy

To pay by wire transfer please remit to:  
Federal Reserve Bank for Credit to Bridge Bank  
ABA # 121143260  
Account No. 0101084168  
Further Credit To i2aTechnologies Inc.

To pay by check please remit to:  
i2aTechnologies Inc.  
3399 West Warren Avenue  
Fremont, CA 94538

i2a 000015